

A M E N D E D
APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office JAN 26 2005

Returned to applicant for correction _____

Corrected application filed FEB 25 2005

Map filed FEB 25 2005

The applicant **Elko Summit Limited** hereby makes application for permission to change the a portion of the Place of Use of water heretofore appropriated under Permit No. 62910

1. The source of water is **Underground**
2. The amount of water to be changed **4.48 acre feet**
3. The water to be used for **Quasi-municipal (residential land development)**
4. The water heretofore permitted for **Quasi-municipal (residential land development)**
5. The water is to be diverted at the following point **NW¼ SW¼ of Section 25, T.34N., R.55E., M.D.B.&M., or at a point from which the SE corner of said Section 25 bears S. 70° 32' 47" E., 4879.26 feet. (well 16A)**
6. The existing permitted point of diversion is located within
7. Proposed place of use **Parcels 3, 4, 5 and the remainder as shown on Survey Map, File No. 528808, filed in the Elko County Recorder's Office on 12-20-2004. These parcels are within a portion of Section 36, T.34N., R.55E., M.D.B.&M.**
8. Existing place of use **Parcels 15B, 15C, 15D as shown on parcel map, file no. 410376, filed Elko County Recorder on 7-21-1997 and parcel 14A as shown on Parcel Map, file no. 393052, filed Elko County Recorder on 8-30-1996. All the above mentioned parcels are within the S½ of Section 25, T.34N., R.55E., M.D.B.&M.**
9. Use will be from **Jan. 1 to Dec. 31** of each year.
10. Use was permitted from **Jan. 1 to Dec. 31** of each year.
11. Description of proposed works **Well, pump & motor, pipelines to the place of use and 10,000 gal. storage tank.**
12. Estimated cost of works **\$45,000**
13. Estimated time required to construct works **1 year (well is not complete).**
14. Estimated time required to complete the application of water to beneficial use **4 years**

15. Remarks: 4 residential homes @ 1.12 ac.ft. = 4.48 ac. ft.

By Charles C. Armuth, Jr. Agent
By s/Charles C. Armuth Jr.
1262 Hannah Drive
Elko, Nevada 89801

Compared gkl/
Protested

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the place of use of a portion of the waters of an underground source as heretofore granted under Permit 62910 is issued subject to the terms and conditions imposed in said Permit 62910 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued for the service of 4 homes within the described place of use. Any future attempts to change the place of use of this permit will be denied.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.15 cubic feet per second, but not to exceed 4.48 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

August 17, 2006

Proof of completion of work shall be filed on or before:

September 17, 2006

Water must be placed to beneficial use on or before:

August 17, 2010

Proof of the application of water to beneficial use shall be filed on or before:

September 17, 2010

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,
State Engineer of Nevada, have hereunto set
my hand and the seal of my office,

this 17th day of August, A.D. 2005


State Engineer

Completion of work filed _____

Proof of beneficial use filed _____

Cultural map filed N/A _____

Certificate No. _____ Issued _____



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